

FISCAL NOTE

HB 611 - SB 1431

March 29, 2007

SUMMARY OF BILL: Creates a Class E felony offense for knowingly using toxic waste in any land preparation application or using any substance containing heavy metals as fertilizer.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$6,600 / Incarceration*

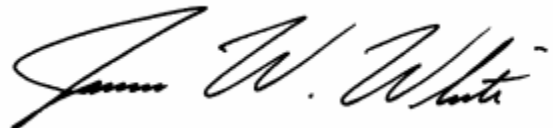
Assumptions:

- One Class E felony every year with 0.3 years served (109.58 days). According to the Department of Correction, the average operating cost per inmate per day for calendar year 2007 is \$60.16. The cost per inmate at 0.3 years is \$6,592.33 (\$60.16 x 109.58 days).
- The Department of Agriculture currently has the capability to run analysis on heavy metals; therefore no additional resources will be required by the Department.

**Tennessee Code Annotated, Section 9-4-210, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated from recurring revenues shall be based upon the highest cost of the next 10 years.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director